

Introduced by

1 A BILL for an Act to amend and reenact subsection 3 of section 28-32-02 of the North Dakota
2 Century Code, relating to agency procedures to notify interested parties of when rules adopted
3 by the agency will be considered by the administrative rules committee; and to provide an
4 effective date.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1. AMENDMENT.** Subsection 3 of section 28-32-02 of the 1999 Supplement
7 to the North Dakota Century Code is amended and reenacted as follows:

8 3. The agency shall adopt a procedure whereby all interested persons are afforded
9 reasonable opportunity to submit data, views, or arguments, orally or in writing,
10 concerning the proposed rule, including data respecting the impact of the proposed
11 rule. The agency shall adopt a procedure to allow interested parties to request and
12 receive notice from the agency of the date and place the rule will be reviewed by
13 the administrative rules committee. In case of substantive rules, the agency shall
14 conduct an oral hearing. The agency shall consider fully all written and oral
15 submissions respecting a proposed rule prior to the adoption, amendment, or
16 repeal of any rule not of an emergency nature. The agency shall make a written
17 record of its consideration of all written and oral submissions contained in the
18 rulemaking record respecting a proposed rule.

19 **SECTION 2. EFFECTIVE DATE.** This Act is effective for administrative rules for which
20 public hearings are held after July 31, 2001.